

and must attach that certification (including any previously attached certification) to the certification which he or she provides pursuant to paragraph (b) of this section (a photocopy of the original certification will be deemed a duplicate original if the dealer does not dispose of all of the dogs or cats in a single transaction).

(e) A dealer who completes, provides, or receives a certification required under paragraph (b) of this section shall keep, maintain, and make available for APHIS inspection a copy of the certification for at least 1 year following disposition.

(f) A research facility which acquires any live random source dog or cat from a dealer must obtain the certification required under paragraph (b) of this section and shall keep, maintain, and make available for APHIS inspection the original for at least 3 years following disposition.

(g) In instances where a research facility transfers ownership of a live random source dog or cat acquired from a dealer to another research facility, a copy of the certification required by paragraph (b) of this section must accompany the dog or cat transferred. The research facility to which the dog or cat is transferred shall keep, maintain, and make available for APHIS inspection the copy of the certification for at least 3 years following disposition.

[58 FR 39129, July 22, 1993]

§ 2.134 Contingency planning.

(a) Dealers, exhibitors, intermediate handlers, and carriers must develop, document, and follow an appropriate plan to provide for the humane handling, treatment, transportation, housing, and care of their animals in the event of an emergency or disaster (one which could reasonably be anticipated and expected to be detrimental to the good health and well-being of the animals in their possession). Such contingency plans must:

(1) Identify situations the licensee or registrant might experience that would trigger the need for the measures identified in a contingency plan to be put into action including, but not limited to, emergencies such as electrical outages, faulty HVAC systems, fires, me-

chanical breakdowns, and animal escapes, as well as natural disasters most likely to be experienced;

(2) Outline specific tasks required to be carried out in response to the identified emergencies or disasters including, but not limited to, detailed animal evacuation instructions or shelter-in-place instructions and provisions for providing backup sources of food and water as well as sanitation, ventilation, bedding, veterinary care, etc.;

(3) Identify a chain of command and who (by name or by position title) will be responsible for fulfilling these tasks; and

(4) Address how response and recovery will be handled in terms of materials, resources, and training needed.

(b) For current licensees and registrants, the contingency plan must be in place by July 29, 2013. For new dealers, exhibitors, intermediate handlers, and carriers licensed or registered after this date, the contingency plan must be in place prior to conducting regulated activities. The plan must be reviewed by the dealer, exhibitor, intermediate handler, or carrier on at least an annual basis to ensure that it adequately addresses the criteria listed in paragraph (a) of this section. Each licensee and registrant must maintain documentation of their annual reviews, including documenting any amendments or changes made to their plan since the previous year's review, such as changes made as a result of recently predicted, but historically unforeseen, circumstances (e.g., weather extremes). Contingency plans, as well as all annual review documentation and training records, must be made available to APHIS upon request. Traveling entities must carry a copy of their contingency plan with them at all times and make it available for APHIS inspection while in travel status. Dealers, exhibitors, intermediate handlers, and carriers maintaining or otherwise handling marine mammals in captivity must also comply with the requirements of § 3.101(b) of this subchapter.

(c) Dealers, exhibitors, intermediate handlers, and carriers must provide and document participation in and successful completion of training for personnel regarding their roles and responsibilities as outlined in the plan.

For current licensees and registrants, training of dealer, exhibitor, intermediate handler, and carrier personnel must be completed by September 27, 2013. For new dealers, exhibitors, intermediate handlers, or carriers licensed or registered after July 29, 2013, training of personnel must be completed within 60 days of the dealer, exhibitor, intermediate handler, or carrier putting their contingency plan in place. Employees hired 30 days or more before their contingency plan is put in place must also be trained by that date. For employees hired less than 30 days before that date or after that date, training must be conducted within 30 days of their start date. Any changes to the plan as a result of the annual review must be communicated to employees through training which must be conducted within 30 days of making the changes.

[77 FR 76823, Dec. 31, 2012]

EFFECTIVE DATE NOTE: At 78 FR 46255, July 31, 2013, §2.134 was stayed indefinitely, effective July 31, 2013.

PART 3—STANDARDS

Subpart A—Specifications for the Humane Handling, Care, Treatment, and Transportation of Dogs and Cats

FACILITIES AND OPERATING STANDARDS

Sec.

- 3.1 Housing facilities, general.
- 3.2 Indoor housing facilities.
- 3.3 Sheltered housing facilities.
- 3.4 Outdoor housing facilities.
- 3.5 Mobile or traveling housing facilities.
- 3.6 Primary enclosures.

ANIMAL HEALTH AND HUSBANDRY STANDARDS

- 3.7 Compatible grouping.
- 3.8 Exercise for dogs.
- 3.9 Feeding.
- 3.10 Watering.
- 3.11 Cleaning, sanitization, housekeeping, and pest control.
- 3.12 Employees.

TRANSPORTATION STANDARDS

- 3.13 Consignments to carriers and intermediate handlers.
- 3.14 Primary enclosures used to transport live dogs and cats.
- 3.15 Primary conveyances (motor vehicle, rail, air, and marine).
- 3.16 Food and water requirements.
- 3.17 Care in transit.

- 3.18 Terminal facilities.
- 3.19 Handling.

Subpart B—Specifications for the Humane Handling, Care, Treatment, and Transportation of Guinea Pigs and Hamsters

FACILITIES AND OPERATING STANDARDS

- 3.25 Facilities, general.
- 3.26 Facilities, indoor.
- 3.27 Facilities, outdoor.
- 3.28 Primary enclosures.

ANIMAL HEALTH AND HUSBANDRY STANDARDS

- 3.29 Feeding.
- 3.30 Watering.
- 3.31 Sanitation.
- 3.32 Employees.
- 3.33 Classification and separation.
- 3.34 [Reserved]

TRANSPORTATION STANDARDS

- 3.35 Consignments to carriers and intermediate handlers.
- 3.36 Primary enclosures used to transport live guinea pigs and hamsters.
- 3.37 Primary conveyances (motor vehicle, rail, air, and marine).
- 3.38 Food and water requirements.
- 3.39 Care in transit.
- 3.40 Terminal facilities.
- 3.41 Handling.

Subpart C—Specifications for the Humane Handling, Care, Treatment and Transportation of Rabbits

FACILITIES AND OPERATING STANDARDS

- 3.50 Facilities, general.
- 3.51 Facilities, indoor.
- 3.52 Facilities, outdoor.
- 3.53 Primary enclosures.

ANIMAL HEALTH AND HUSBANDRY STANDARDS

- 3.54 Feeding.
- 3.55 Watering.
- 3.56 Sanitation.
- 3.57 Employees.
- 3.58 Classification and separation.
- 3.59 [Reserved]

TRANSPORTATION STANDARDS

- 3.60 Consignments to carriers and intermediate handlers.
- 3.61 Primary enclosures used to transport live rabbits.
- 3.62 Primary conveyances (motor vehicle, rail, air, and marine).
- 3.63 Food and water requirements.
- 3.64 Care in transit.
- 3.65 Terminal facilities.